

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

TUESDAY, THE 6TH MARCH 2007 / 15TH PHALGUNA 1928

CrI.MC.No. 513 of 2007()

AGAINST THE JUDGEMENT/ORDER IN BA.7269/2006 Dated 18/12/2006
CRIME NO. 549/06 OF SASTHAMCOTTA POLICE STATION
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PETITIONER: ACCUSED:

1. RATHEESH. J., AGED 22 YEARS,
S/O.JANARDHANAN NAIR, AMBAZHVELIL HOUSE,
IVARKALA EAST P.O., KUNNATHUR TALUK,
KOLLAM DISTRICT.
2. BHASKARAN NAIR, AGED 62 YEARS,
S/O.NARAYANAN NAIR, AMBAZHVELIL HOUSE,
IVARKALA EAST P.O., KUNNATHUR TALUK,
KOLLAM DISTRICT.
3. JANRDHANAN NAIR, AGED 59,
S/O.NARAYANAN NAIR, AMBAZHVELIL HOUSE,
IVARKALA EAST P.O., KUNNATHUR TALUK,
KOLLAM DISTRICT.

BY ADV. SRI.M.S.RADHAKRISHNAN NAIR

RESPONDENTS:

STATE OF KERALA, (SUB INSPECTOR OF
POLICE, SASTHAMCOTTA POLICE STATION)
REPRESENTED BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.S.U. NAZAR

THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION
ON 06/03/2007, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:

R. BASANT, J.

CRL.M.C.NO. 513 OF 2007

Dated this the 6th day of March, 2007

ORDER

The petitioners were granted anticipatory bail subject to conditions by this Court as per the order dated 18/12/2006 produced as Annexure-A. In accordance with the said directions, the petitioners had appeared before the learned Magistrate and they were enlarged on regular bail again subject to conditions. The petitioners have now come to this Court with a request to modify the conditions imposed in Annexure-A order. After the petitioners were granted bail by the learned Magistrate subject to conditions, the conditions imposed in Annexure-A do not exist. The petitioners are now on bail on the basis of the order subject to conditions imposed by the learned Magistrate. The petitioners can move the learned Magistrate for modification of any such condition imposed while granting regular bail to the petitioners. The conditions in Annexure-A have now lapsed with the grant of regular bail and I find no merit in the prayer for modification

of the said conditions.

2. There is a further prayer that the investigation may be directed to be completed within a time limit. The learned Public Prosecutor submits that the investigation is already complete and a final report was laid before the learned Magistrate on 2/3/07. No directions deserve to be issued on that aspect also.

3. In the result, this Crl.M.C. is dismissed; but with the observation that the petitioners can if necessary move the learned Magistrate for modification of the conditions imposed on them by the learned Magistrate while granting regular bail.

(R. BASANT, JUDGE)

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